

## § 66.51

advanced that is not authorized to be retained for use on other grants.

### § 66.51 Later disallowances and adjustments.

The closeout of a grant does not affect:

(a) The Federal agency's right to disallow costs and recover funds on the basis of a later audit or other review;

(b) The grantee's obligation to return any funds due as a result of later refunds, corrections, or other transactions;

(c) Records retention as required in § 66.42;

(d) Property management requirements in §§ 66.31 and 66.32; and

(e) Audit requirements in § 66.26.

### § 66.52 Collection of amounts due.

(a) Any funds paid to a grantee in excess of the amount to which the grantee is finally determined to be entitled under the terms of the award constitute a debt to the Federal Government. If not paid within a reasonable period after demand, the Federal agency may reduce the debt by:

(1) Making an administrative offset against other requests for reimbursements,

(2) Withholding advance payments otherwise due to the grantee, or

(3) Other action permitted by law.

(b) Except where otherwise provided by statutes or regulations, the Federal agency will charge interest on an overdue debt in accordance with the Federal Claims Collection Standards (4 CFR Ch. II). The date from which interest is computed is not extended by litigation or the filing of any form of appeal.

## Subpart E—Entitlement [Reserved]

## 28 CFR Ch. I (7–1–10 Edition)

### PART 68—RULES OF PRACTICE AND PROCEDURE FOR ADMINISTRATIVE HEARINGS BEFORE ADMINISTRATIVE LAW JUDGES IN CASES INVOLVING ALLEGATIONS OF UNLAWFUL EMPLOYMENT OF ALIENS, UNFAIR IMMIGRATION-RELATED EMPLOYMENT PRACTICES, AND DOCUMENT FRAUD

#### Sec.

68.1 Scope of rules.

68.2 Definitions.

68.3 Service of complaint, notice of hearing, written orders, and decisions.

68.4 Complaints regarding unfair immigration-related employment practices.

68.5 Notice of date, time, and place of hearing.

68.6 Service and filing of documents.

68.7 Form of pleadings.

68.8 Time computations.

68.9 Responsive pleadings—answer.

68.10 Motion to dismiss for failure to state a claim upon which relief can be granted.

68.11 Motions and requests.

68.12 Prehearing statements.

68.13 Conferences.

68.14 Consent findings or dismissal.

68.15 Intervenor in unfair immigration-related employment cases.

68.16 Consolidation of hearings.

68.17 Amicus curiae.

68.18 Discovery—general provisions.

68.19 Written interrogatories to parties.

68.20 Production of documents, things, and inspection of land.

68.21 Admissions.

68.22 Depositions.

68.23 Motion to compel response to discovery; sanctions.

68.24 Use of depositions at hearings.

68.25 Subpoenas.

68.26 Designation of Administrative Law Judge.

68.27 Continuances.

68.28 Authority of Administrative Law Judge.

68.29 Unavailability of Administrative Law Judge.

68.30 Disqualification.

68.31 Separation of functions.

68.32 Expedition.

68.33 Participation of parties and representation.

68.34 Legal assistance.

68.35 Standards of conduct.

68.36 *Ex parte* communications.

68.37 Waiver of right to appear and failure to participate or to appear.

68.38 Motion for summary decision.

68.39 Formal hearings.

68.40 Evidence.

68.41 Official notice.